

Docket No.: 3449-0896PUS1
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Gee CHAE et al.

Application No.: 10/028,305

Confirmation No.: 2901

Filed: December 28, 2001

Art Unit: 2871

For: LIQUID CRYSTAL DISPLAY DEVICE AND
FABRICATING METHOD THEREOF

Examiner: T. L. Rude

COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants respectfully submit that inclusion in the Statement of Reasons for Allowance, which runs from page 2-7 of the Notice of Allowability, dated October 8, 2008, of amendments filed prior to the Amendment filed on September 11, 2008, that the Examiner indicates do not place the Application in condition for allowance, and the statement on page 4 of the Notice of Allowability that, if Applicant does not agree with the Examiner's position concerning amendments that did not place this Application in condition for allowance, that "a restriction will be required" are uncalled for and inappropriate in a statement of reasons for allowance.

Applicants have disagreed with a number of the Examiner's positions throughout the history of the prosecution of this Application, and continue to do so.

Nevertheless, Applicants respectfully submit that, notwithstanding what disagreements the Examiner and Applicants have had, the pending claims, as presented in the Amendment filed on September 11, 2008, patentably define over the applied art of record.

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. §§ 1.16 or 1.17; particularly, extension of time fees.

Dated: January 8, 2009

Respectfully submitted,

By  #39,538

Esther H. Chong

Registration No.: 40,953

BIRCH, STEWART, KOLASCH & BIRCH, LLP

8110 Gatehouse Rd

Suite 100 East

P.O. Box 747

Falls Church, Virginia 22040-0747

(703) 205-8000

Attorney for Applicants